



Child Development Home Complaint

Name of Provider Cary Buss	County Kossuth	
Care Address 606 E. Call	City Algona	Zip Code 50511
Mailing Address 606 E. Call	City Algona	Zip Code 50511
Phone 515-890-7580	Email	

Date of Complaint: February 11, 2015

Date of Visit: February 13, 2015

- ☐ Scheduled ☐ Unannounced ☐ N/A
☒ Non-Compliance with Regulations Found ☐ Compliance with Regulations Found
☐ N/A

RECOMMENDATION FOR REGISTRATION:

- ☒ NO CHANGES to registration status recommended
☐ REVOCATION of Registration

CATEGORY OF CARE:

- ☐ Category A
☒ Category B
☐ Category C (with no co-provider)
☐ Category C (with co-provider)

Summary of Complaint:

It was reported that Cary called a child in her day care "fat", has used the 'f word' and a child was put in time out all day. It was also reported that Cary has told the children she hates their mother and she (the mother) is not allowed there. It was further reported that Cary's boyfriend threw a shoe at a child. It was also reported the provider's boyfriend does drugs and has been to prison.

Rule Basis and Findings of Complaints:

441- 110.5(6) Discipline. Discipline shall conform to the following standards: a. Corporal punishment including spanking, shaking and slapping shall not be used. b. Punishment which is humiliating or frightening or which causes pain or discomfort to the child shall not be used. c. Punishment shall not be administered because of a child's illness, or progress or lack of progress in toilet training, nor shall punishment or threat of punishment be associated with food or rest. d. No child shall be subjected to verbal abuse, threats, or derogatory remarks about the child or the child's family. e. Discipline shall be designed to help the child develop self-control, self-esteem, and respect for the rights of others.

Findings:

Cary denied calling any child 'fat'. She stated she did use the 'f word' on one occasion while caring for children. By her report, it was not directed at a child. Cary denies she has ever said she hates a child's mother. She stated she has never made degrading remarks regarding any child's parent.

She denied a child was put in time out all day. She does utilize time-out as a form of discipline, but only for short periods of time.

Cary reported on one occasion her boyfriend was playing "keep away" with the day care children. A child's boot was tossed (by her boyfriend) and a child was accidentally hit. Cary did complete an injury report form as the child had a bruise on her face. An injury report, (dated 09-24-13) was reviewed by this caseworker. The report included a description of the incident and injury. Cary stated there have been no other incidents involving a shoe being thrown or any other activities that could result in an injury to a child. She will ensure that no similar incidents occur in the future.

Three parents of children who are currently receiving care in this home were contacted. None of them have heard Cary using obscenities or saying anything derogatory about a child or a child's parent. One noted Cary is calm with the children and they have never had any concerns regarding the care their child(ren) has received. Two with older children stated their children have reported the only form of discipline used is time out and only for short periods after receiving a verbal warning. Another parent reported their child likes being at Cary's so much that on occasion she does not want to leave.

Non-compliance with this rule was found regarding Cary's admission of using the 'f word' in the presence of children in her care.

441—110.7(234)110.7(3) Record checks. a. Applicability. The department shall conduct Iowa criminal history record and child abuse record checks for each registrant, substitute or staff member, anyone living in the home who is 14 years of age or older, and anyone having access to a child when the child is alone. The department shall conduct national criminal history record checks, based on fingerprints, for each registrant, substitute or staff member, anyone living in the home who is 18 years of age or older, and anyone 18 years of age or older having access to a child when the child is alone. In accordance with Iowa Code section 726.23, minors under the age of 18 will not be subject to the fingerprint requirement.

g. Evaluation required. For all other transgressions, and as requested under subparagraph 110.7(3)"f"(2), the department shall evaluate the transgression and make a decision about the person's involvement with child care.

Findings:

Cary noted that her boyfriend does have a past criminal history. Record check evaluations have been completed and he is not prohibited from residing in the home of a child care provider. He is not approved as an assistant, substitute or co-provider.

There is compliance with this rule.

441- 110.5(1) Health and safety. Conditions in the home shall be safe, sanitary, and free of hazards.

Findings:

Cary reported that her boyfriend is not using drugs, is an over-the-road truck driver, has a CDL (verified by DHS) and had a recent drug screen, which he passed.

Findings:

There is compliance with this rule.


441-110.5(5) Parental access. Parents shall be afforded unlimited access to their children and to the people caring for their children during the normal hours of operation or whenever their children are in the care of the child development home, unless parental contact is prohibited by court order.

Findings:

All parents have access to their children in this home. There is one situation in which the father of a child(ren) is the parent who has contact with Cary and picks up the child(ren). The parents of this child(ren) have come to a mutual agreement regarding the decision that the father is the one who picks up the children/has contact with Cary.
There is compliance with this rule.

Resolution and Action Required:

Cary agreed that she will not use profanity and will always ensure the children have activities and interactions that are designed to help them develop self control, self-esteem, and respect for the rights of others.

Consultant's Signature 	Date February 16, 2015
Supervisor's Signature Anne Matthai Social Work Supervisor	Date February 16, 2015